

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 Case No.: 3:22-cv-00115-MMD-CSD

4 KUPAA KEA,
5 Plaintiff

Order

6 v.

7 DIVISION OF PAROLE & PROBATION, et
8 al.,
9 Defendants

10 On November 7, 2022, this court issued an order that Plaintiff's action is only
11 proceeding on Claims 4 and 5 against defendants Congdon and Digesti. On the same date, the
12 court directed the Clerk to issue summonses for those defendants, and to send Plaintiff two
13 USM-285 forms, and gave Plaintiff 30 days to furnish the U.S. Marshal the completed USM-285
14 forms for each defendant for service. Plaintiff was given 90 days, until February 2, 2022, to serve
15 Congdon and Digesti or they would be dismissed under Federal Rule of Civil Procedure 4(m).
16 (ECF No. 10.)

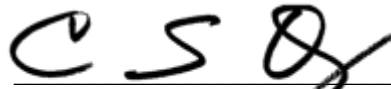
17 On April 6, 2023, the U.S. Marshal indicated it had not received the USM-285 forms for
18 either defendant, and they had not been served. (ECF Nos. 13, 14.)

19 The Clerk shall **SEND** Plaintiff two additional USM-285 forms. Plaintiff has until
20 **May 30, 2023**, to return the completed USM-285 forms to the U.S. Marshal at 400 S. Virginia
21 Street, 2nd floor, Reno, Nevada 89501. Plaintiff has up to and including **June 30, 2023**, to
22 complete service as to Congdon and Digesti.
23

1 If a proof of service of the summons and complaint is not timely filed, Congdon and
2 Digesti will be dismissed without prejudice under Federal Rule of Civil Procedure 4(m).

3 **IT IS SO ORDERED.**

4 Dated: May 9, 2023

A handwritten signature in black ink, appearing to read 'CS Denney', is written over a horizontal line.

Craig S. Denney
United States Magistrate Judge